

EXHIBIT 16

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
MASTER DOCKET 18-MD-2865 (LAK)
CASE NO. 18-CV-09797

IN RE:)
)
)
CUSTOMS AND TAX ADMINISTRATION OF)
THE KINGDOM OF DENMARK)
(SKATTEFORVALTNINGEN) TAX REFUND)
SCHEME LITIGATION)
)
)

* *
* CONFIDENTIAL *
* *

REMOTE VTC VIDEOTAPED DEPOSITION UNDER ORAL
EXAMINATION OF
CHRISTIAN EKSTRAND - VOLUME II
DATE: May 7, 2021

REPORTED BY: CHARLENE FRIEDMAN, CCR, RPR, CRR

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<p>1 2 3 4 5 6 TRANSCRIPT of the videotaped deposition of 7 the witness, called for Oral Examination in the 8 above-captioned matter, said deposition being taken by 9 and before MICHAEL FRIEDMAN, a Notary Public and 10 Certified Court Reporter of the State of New Jersey, via 11 WEBEX, ALL PARTIES REMOTE, on May 7, 2021, commencing at 12 approximately 6:01 in the morning, EST, and 11:27 a.m., 13 Denmark time. 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 184</p> <p>1 A P P E A R A N C E S: 2 HUGHES, HUBBARD & REED 3 One Battery Park Plaza 4 New York, NY 10004 4 BY: NEIL OXFORD, ESQ. 4 BILL MAGUIRE, ESQ. 5 MARC A. WEINSTEIN, ESQ. 5 BRITTANY LLEWELLYN, ESQ. 6 Via VTC 7 Attorneys for SKAT 8 HANAMIRIAN LAW FIRM 8 40 E. Main Street 9 Moorestown, NJ 08057 9 BY: JOHN M. HANAMIRIAN, ESQ. 10 ELZA GRIGORYAN 10 Via VTC 11 Attorneys for Acorn Capital 12 CAPLIN & DRYSDALE 13 600 Lexington Avenue 13 New York, NY 10022 14 BY: MARK ALLISON, ESQ. 14 Via VTC 15 Attorneys for Klugman 16 KAPLAN RICE 16 142 West 57th Street 18 New York, NY 10019 18 BY: MICHELLE RICE, ESQ. 19 Via VTC 19 Attorneys for Albedo, et al 20 21 22 23 24 25</p>
<p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 186</p> <p>1 A P P E A R A N C E S: 2 KOSTELANETZ & FINK 3 250 Greenwich Street 3 New York, NY 10007 4 BY: NICHOLAS H. BAHNSEN, ESQ. 4 CAROLINE CIRAOLO, ESQ. 5 SHARON MCCARTHY, ESQ. 5 Via VTC 6 Attorneys for Azalea, et al 7 8 K&L GATES 8 One Lincoln Street 8 Boston, MA 02111 9 BY: JOHN GAVIN, ESQ. 9 BRANDON DILLMAN, ESQ. 10 ANNA E. L'HOMMEDIEU, ESQ. 10 Via VTC 11 Attorneys for Alexander Jamie Mitchell, et al 12 13 GUSRAE, KAPLAN & NUSBAUM 13 120 Wall Street 14 New York, NY 10005 14 BY: KARI PARKS, ESQ. 15 Via VTC 15 Attorneys for Goldstein 16 17 18 19 20 21 22 23 24 25</p>

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1 APPEARANCES:		
2		1 ALSO PRESENT: JOSE RIVERA, Videographer
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30		
31		
32		
33		
34		
35		
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1	I N D E X	
2 WITNESS NAME	PAGE	
3 CHRISTIAN EKSTRAND		1 E X H I B I T S (CONTINUED)
4		2 EKSTRAND NO. DESCRIPTION PAGE
5 Examination By: Mr. Schoenfeld	195	3 3053 SKAT_MDL_001_00349334 - 258 00349338
6 Mr. Binder	295	4 3004 SKAT_MDL_001_00375736 - 260 00375739
7 Mr. Weinstein	298	5 3009 SKAT_MDL_001_00281103 - 263 00281120
8 * * * * *		6
9		7 3056 SKAT_MDL_001_00439953 - 269 00439957
10 E K S T R A N D N O .	E X H I B I T S	8 3057 SKAT_MDL_001_00432034 - 276 00432037
11 3062	DESCRIPTION	9 3071 SKAT_MDL_001_00475569 - 280 00475570
12	SKAT_MDL_001_00411777 - 00411778	10 3075 SKAT_MDL_001_00467931 - 289 00467943
13 3063	201	11
14	SKAT_MDL_001_00437466 - 00437468	12 3075 * * * * *
15 3064	206	13
16	SKAT_MDL_001_00411550 - 00411553	14
17 3065	212	15
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1	---	1 THE COURT REPORTER: My name is
2	Deposition Support Index	2 Charlene Friedman, a Certified Shorthand
3	---	3 Reporter. This deposition is being held via
4		4 videoconferencing equipment.
5	Direction to Witness Not to Answer	5 The witness and reporter are not in
6	Page Line Page Line Page Line	6 the same room. The witness will be sworn in
7	None	7 remotely pursuant to agreement of all
8		8 parties. The parties stipulate that the
9	Request for Production of Documents	9 testimony is being given as if the witness
10	Page Line Page Line Page Line	10 was sworn in person.
11	None	11
12		12
13	Stipulations	13
14	Page Line Page Line Page Line	14
15	None	15
16		16
17	Questions Marked	17
18	Page Line Page Line Page Line	18
19	None	19
20		20
21		21
22		22
23		23
24		24
25		25
	Page 194	Page 195
1	<p>VIDEO OPERATOR: We are now on record. This is the continued remote video deposition of Christian Ekstrand.</p> <p>Today is Friday, May 7, 2020. The time is now 6:01 a.m. New York time.</p> <p>We are here in the matter of In Re Custom and Tax Administration Kingdom of Denmark et al. All counsel have been noted on record.</p> <p>My name is Jose Rivera, remote video technician on behalf of Gregory Edwards LLC. At this time, will the reporter, Charlene Friedman, on behalf of Gregory Edwards LLC, please re-swear in the interpreter and the witness.</p> <p>I N G D R G R E G E R S E N,</p> <p>Called as the official interpreter in this action, was duly sworn to faithfully translate the questions to the witness from English to Danish, and the answers from Danish to English.</p> <p>C H R I S T I A N E K S T R A N D,</p> <p>called as a witness, having been first duly sworn according to law, testifies as follows:</p>	<p>1 CONTINUED EXAMINATION BY MR. SCHOENFELD:</p> <p>3 Q Good morning, Mr. Ekstrand.</p> <p>4 A Good morning.</p> <p>5 Q Mr. Ekstrand, do I understand correctly that you had no involvement with dividend withholding tax until 2015?</p> <p>8 MR. WEINSTEIN: Objection to form.</p> <p>9 A Yes, I have had no dealings with the dividend withholding tax until 2015 when I received this case.</p> <p>12 Q And when in 2015 did you receive this case?</p> <p>14 A That was in June 2015.</p> <p>15 Q What were your responsibilities as of the date that you first learned about this case?</p> <p>18 So what I'm asking is: What was your sort of general job description when you first came into this case?</p> <p>21 A At the time, I was project manager/investigator. So the two, project manager and investigator, in cases regarding economic crime, financial crime.</p> <p>25 Q How did cases come to you in that</p>

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5 (Pages 196 to 199)

<p style="text-align: center;">Page 196</p> <p>1 capacity? Were they -- well, how did cases 2 come to you in that capacity? 3 A I would receive or we would receive 4 these cases in a number of different ways. 5 They could come from other departments in the 6 tax administration.</p> <p>7 We could pick up cases on our own 8 initiative in case we had seen things where 9 we thought there was something to 10 investigate. We would receive cases from 11 private individuals, from businesses and 12 companies, or from other authorities as 13 a -- where they filed a report on something.</p> <p>14 Q And within the office where you 15 worked, how many project managers were there?</p> <p>16 A At the time, we were -- at that 17 time, we were two in the department; one 18 covering eastern Denmark, which was me, and 19 one covering western Denmark.</p> <p>20 Q Who was covering western Denmark?</p> <p>21 A Her name was Line Haslev. It's 22 L-I-N-E, and then Haslev, H-A-S-L-E-V.</p> <p>23 Q Did you have any employees 24 reporting directly into you at this point in 25 time?</p>	<p style="text-align: center;">Page 197</p> <p>1 A No. 2 Q Who did you directly report into? 3 A Into my department manager, Lill 4 Drost. 5 Q Okay. So what is the first you 6 learn about this issue in June of 2015? 7 A We had a meeting at the time that 8 we -- 9 MR. SCHOENFELD: I'm sorry. Can we 10 pause you, Ms. Gregersen? We're having 11 trouble hearing you. It's breaking up on 12 your end. 13 A We had a meeting at the time for 14 the whole Special Control department or 15 function. I'm not quite sure whether it was 16 called Special Control at the time, but that 17 was it. 18 It was a kind of a theme or topic 19 they -- at the meeting, I was contacted by 20 our deputy director at the time, Ann 21 Munksgaard, who had received reports through 22 a Danish lawyer who, on behalf of a client, 23 had reported that somebody or somebodies was 24 defrauding Denmark with respect to dividend 25 tax.</p>
<p style="text-align: center;">Page 198</p> <p>1 Ann passed on this information to 2 me and asked me to look into the matter. 3 Q Do you know why the -- the tipster 4 reached out to Ann Munksgaard? 5 A Because she was -- Ann Munksgaard 6 was the deputy director of the department 7 handling financial crime at the time. 8 Q Did she have a relationship with 9 the lawyer who sent in the tip? 10 MR. WEINSTEIN: Objection. 11 A I wouldn't imagine so, but I don't 12 know. 13 Q Let's take a look at Exhibit 3062. 14 MR. WEINSTEIN: Can you say the 15 exhibit number again, Alan? 16 MR. SCHOENFELD: 3062. 17 (Above-mentioned document for 18 identification.) 19 Q Do you have the document in front 20 of you? 21 A Yes, we have the document in front 22 of us. 23 Q Okay. The e-mail from Mr. Amstrup 24 to Ms. Munksgaard refers to a telephone 25 conversation they had just had.</p>	<p style="text-align: center;">Page 199</p> <p>1 Do you see that? 2 A Yes. 3 Q Did Ms. Munksgaard inform you what 4 the telephone conversation she had with 5 Mr. Amstrup was? 6 A He only told me that he'd had the 7 telephone conversation and that he would 8 submit some information on the -- on the 9 issue, I would say. 10 Q The letter mentions or the e-mail 11 mentions that the fraud allegedly consists of 12 borrowed shares circulating between a number 13 of companies. 14 Did that mean anything to you at 15 that time? Did you have any understanding of 16 what that was referring to? 17 MR. WEINSTEIN: Objection to form. 18 A Yes. As I read the e-mail, I do 19 understand that it concerns shares that 20 people do not own but that they've borrowed 21 them. 22 Q And you understood that this issue 23 of borrowed shares had something to do with 24 alleged tax fraud, correct? 25 MR. WEINSTEIN: Objection to form.</p>

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<p>1 A Well, I read the information that's 2 in the e-mail and I understand what the issue 3 is, yes, you can say that, but I did not know 4 the specific legal basis at the time.</p> <p>5 Q And lower down in the e-mail, it 6 mentions a group of reclaim companies that 7 are alleged to have participated in the 8 fraud. You see Goal Taxback and others. 9 Do you see that?</p> <p>10 A Yes.</p> <p>11 Q Did you do anything with this 12 information, the list of potentially involved 13 entities, when you received this e-mail?</p> <p>14 A Yes. The first thing is, what we 15 normally do is, when we find out this 16 information, whether we can confirm this 17 information or have confirmation that this 18 information is correct.</p> <p>19 Q What steps did you take, if any, on 20 or about June 16, 2015 to confirm whether the 21 information was correct?</p> <p>22 A So as it's stated in this e-mail, 23 it says, "Hi, we have to follow up on this 24 matter tomorrow."</p> <p>25 So no steps were taken on the 16th,</p>	<p>1 and the lawyer at that time promised us more 2 information, so we await that information.</p> <p>3 Q And does the lawyer follow up with 4 additional information?</p> <p>5 A Yes, she did. She did.</p> <p>6 Q If you flip to Exhibit 3063? 7 (Above-mentioned document marked 8 for Identification.)</p> <p>9 Q If you look in the middle of the 10 second page, there's a response from Ann 11 Munksgaard to Michael Amstrup. 12 Do you see that?</p> <p>13 A Yes.</p> <p>14 Q So, on June 16th, she tells Michael 15 Amstrup, "We're looking into it," correct?</p> <p>16 A Yes, it says so.</p> <p>17 Q What were you doing on the 16th to 18 look into this alleged fraud?</p> <p>19 A I don't remember doing anything on 20 the 16th. As Ann wrote to me, "We have to 21 follow up and talk about this tomorrow."</p> <p>22 So we had to -- we told them that 23 we had to agree how to handle it, what to do 24 in this matter.</p> <p>25 Q Mr. Amstrup mentions in his initial</p>
Page 202	Page 203
<p>1 e-mail that he suspects the fraud to involve 2 around 500 million kroner, correct?</p> <p>3 A Yes, that's correct.</p> <p>4 Q Is that the largest case that was 5 ever referred to you at that time in terms of 6 the kroner value of the case?</p> <p>7 A Yes.</p> <p>8 Q On the 17th, Mr. Amstrup e-mails 9 again, correct?</p> <p>10 A Yes, that's correct.</p> <p>11 Q And he says -- he again mentions a 12 gentleman named Sanjay Shah, correct?</p> <p>13 A Yes, that's correct.</p> <p>14 Q And he offers to provide a list of 15 companies that allegedly acted as fictitious 16 owners of the shares, correct?</p> <p>17 A Yes.</p> <p>18 Q Do you know whether Ms. Munksgaard 19 ever requested that information?</p> <p>20 A I don't think she actually asked 21 for the information, but he sends that 22 information.</p> <p>23 Q Did you have any direct 24 communications with Mr. Amstrup at this time?</p> <p>25 A I did not have any communication</p>	<p>1 with Mr. Amstrup at that time, and I haven't 2 had communication with him later.</p> <p>3 Q So in this letter or in this 4 e-mail, Mr. Amstrup again provides the names 5 of the reclaim agents.</p> <p>6 A What e-mail are we talking about?</p> <p>7 Q The e-mail on June 17, 2015.</p> <p>8 A Yes.</p> <p>9 Q And he provides the names of other 10 individuals and other entities potentially 11 involved in the fraud, correct?</p> <p>12 A Yes, that's correct.</p> <p>13 Q Do you do anything on the 17th of 14 June to try to learn more about these 15 entities or individuals?</p> <p>16 A I don't remember particularly doing 17 anything on the 17th. But in the days after, 18 we started looking into this matter to see 19 what was on it. We didn't have a case at 20 that time.</p> <p>21 We had received a lot of 22 information that we had to try to verify 23 whether it was correct or not, whether it's 24 the substance in what was reported or -- and 25 whether it can form the basis for starting a</p>

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7 (Pages 204 to 207)

<p style="text-align: right;">Page 204</p> <p>1 case altogether, starting up a case. 2 Q Do you -- at this point in time, do 3 you have any understanding of where within 4 SKAT the dividend withholding tax processing 5 unit lies? 6 MR. WEINSTEIN: Objection to form. 7 A No, at the time, I didn't know 8 precisely which department holds dividend 9 withholding tax reclaims. 10 Q And at some point did you learn it 11 was Accounting 2? 12 A Yes. In connection with my 13 investigation, I found out how this is 14 processed. And we have a list of tasks for 15 that purpose where you can look at the tasks, 16 the handle in the Tax Administration, all 17 together. 18 I do that and I find a person's 19 name, Sven Nielsen. So I sent him an e-mail 20 and tell him that I need some information. 21 Q Do you recall when you e-mailed 22 Sven Nielsen? 23 A I'm not quite certain, but I think 24 it's the 24th June. 25 Q Okay. What steps do you take, if</p>	<p style="text-align: right;">Page 205</p> <p>1 any, on June 17th or the days after to learn 2 more about the people or entities mentioned 3 in Mr. Amstrup's e-mail? 4 A In SKAT, we have several different 5 case and recording filing systems. And the 6 procedure we normally follow, irrespective of 7 the nature, we do searches in these systems 8 to see if we can find any information on the 9 issue or the parties involved. 10 Q What are the systems called? 11 A "Work Zone" is one and "Tax 12 Assessment," "Skattvurdering," which means 13 "tax assessment." So the system is called 14 "Tax Assessment," if we translate the 15 department name or the system name. 16 So "Work Zone" and "Tax 17 Assessment." 18 Q What sort of information is 19 included in Tax Assessment? 20 A Tax assessment information on 21 individuals. And it's the same information, 22 but primarily for foreign instances. 23 Q Any other systems you consulted? 24 A Well, there's a planning system, 25 but we do a normal Google search to find out</p>
<p style="text-align: right;">Page 206</p> <p>1 if -- about companies or individuals, or 2 other parties mentioned in this report that 3 was filed. 4 Q If you look at Exhibit 3064? 5 (Above-mentioned document marked 6 for Identification.) 7 Q There's another e-mail from Michael 8 Amstrup to Ann Munksgaard, and then an e-mail 9 from Ann Munksgaard to you. And she mentions 10 that she's spoken to Search and Control. 11 Do you see that? 12 A Yes. 13 Q What's Search and Control? 14 A Well, you can say that all reports 15 that come into tax have to be filed in the 16 correct place, and in this case, that's 17 Search and Control. 18 So the normal procedure would be 19 that you file your report with Search and 20 Control and they review the information and 21 they report and ensure that it is sent to the 22 administrator of the project where they 23 believe it belongs. 24 So here it's gone directly to a 25 deputy director. But in order to get it</p>	<p style="text-align: right;">Page 207</p> <p>1 correctly in the system and recorded, 2 Search and Control would have been the right 3 place to make this phone call to. 4 Q Is Search and Control a team or a 5 unit within SKAT? 6 A Yes. 7 Q And does it have access to systems 8 other than Tax Assessment and Work Zone to 9 identify information about individuals or 10 companies? 11 A To my knowledge, they have access 12 to the same systems as I have. 13 Q Do they have access to prior 14 internal reports concerning issues of concern 15 to SKAT? 16 MR. WEINSTEIN: Objection to form. 17 A I don't know. 18 Q If a SKAT employee had previously 19 indicated concerns about potential fraud 20 relating to dividend withholding tax, would 21 you expect Tax Assessment, Work Zone, or 22 Search and Control to have access to that 23 information? 24 MR. WEINSTEIN: Objection to form. 25 THE INTERPRETER: Would you please</p>

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<p>1 beginning when I received this information. 2 Q Okay. Let's look at the next 3 exhibit, which is 3067. 4 (Above-mentioned document marked 5 for Identification.) 6 Q Do you have that in front of you? 7 A Yes. 8 Q On August 4th, you e-mail Ann 9 Munksgaard and you say, "There's finally a 10 hole through to Taastrup, T-A-A-S-T-R-U-P. I 11 found the right people around recovery of 12 dividend taxes." 13 A Yes. 14 Q What did you mean, "there's finally 15 a hole through to Taastrup?" 16 A So as made in previous 17 communication, I had tried, on several 18 occasions, to establish contact to 19 individuals in Taastrup. And finally, as far 20 as I remember, this was on August the 3rd, I 21 was able to reach the unit head in Taastrup. 22 Q And that's Dorthe Madsen? 23 A Yes. 24 Q Taastrup is the city where 25 Accounting 2 is located.</p>	<p>1 Is that right? 2 A Taastrup is where the unit dealing 3 with the dividend tax case is located. 4 Q What unit is that? 5 A This is Accounting 2. 6 Q Okay. So what decisions are made 7 at the August 6th meeting? 8 A As far as I remember, no decisions 9 were made. A communication for a decision 10 was made. 11 As so, far as I remember, Dorthe 12 Pannerup made a recommendation to stop 13 payment, and the recommendation was made to 14 her deputy director. 15 Q Please look at Exhibit 3068. 16 (Above-mentioned document marked 17 for Identification.) 18 Q You send this e-mail on August 7, 19 2015 to Ann Munksgaard and Lill Drost, 20 correct? 21 A Yes. 22 Q And in the second paragraph of the 23 e-mail, you say, "I know this case is already 24 at the deputy director level, Rene JØrgensen. 25 They must take action on this payment."</p>
<p style="text-align: center;">Page 230</p> <p>1 Is that right? 2 A Yes. 3 THE INTERPRETER: So after Rene 4 JØrgensen, can you read to me again what 5 you -- what your translation said? 6 Q Well, were you saying that -- were 7 you recommending that they take action to 8 stop payment on dividend reclaims? 9 A No, I did not, because I am not 10 authorized to make such recommendations. 11 That should come from Dorthe Pannerup and 12 this is what René should decide that he wants 13 to do. 14 Q Why did René have responsibility 15 for making this decision? 16 A Because he's head of Payment and 17 Account is the name of Account 2 before. 18 Q In the paragraph starting "Vi har 19 fundet," do you see the sentence beginning 20 "Der er aldrig?" 21 Do you see that? 22 A Yes. 23 Q In that paragraph, you're 24 describing your understanding of how the 25 fraud was conducted, correct?</p>	<p style="text-align: center;">Page 231</p> <p>1 A Based on the information that we 2 had received from the U.K. 3 Q And you say that "physical 4 transfers of equities, securities, or 5 payments have never been made." 6 Is that right? 7 A Yes, it is true. Because in the 8 report it says that we're only talking about 9 a number of items listed in the books without 10 shares or without money. 11 That is what we are basing this on. 12 Q Explain what you mean when you say 13 that you're "talking about a number of items 14 listed in the books without shares or without 15 money." 16 A So what we were told is that in 17 this case there are no shares and there -- 18 there is no money. And when we see the case, 19 if we see documentation, now I am, of course, 20 trying to interpret what I've seen. 21 What we were seeing was only 22 bookkeeping figures on a piece of paper 23 without any actual contents, which means that 24 no shares and no money were actually involved 25 in it.</p>

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25 (Pages 276 to 279)

<p style="text-align: center;">Page 276</p> <p>1 our first analysis with A.P. Møller Maersk. 2 A.P. M-Ø-E-L-L-E-R, and then M-A-E-R-S-K. 3 As far as I remember, we did our 4 first analysis for -- on A.P. Møller Maersk. 5 I think that, in connection with payment 6 of -- from 2014, I think that was over 7 100 percent.</p> <p>8 Q So is that -- are you referring to 9 Exhibit 3057?</p> <p>10 A Yes. 11 (Above-mentioned document marked 12 for Identification.)</p> <p>13 Q Mr. Ekstrand, the analysis that 14 you're performing in these documents in 2016, 15 this could have been performed in 2014, 16 correct, based on information available to 17 SKAT?</p> <p>18 MR. WEINSTEIN: Objection to the 19 form.</p> <p>20 A As I said before, in theory, you 21 can conduct these investigations. We only 22 made these investigations based on the report 23 we received that fraud had been going on, 24 which, for us, was the -- was the impetus to 25 get started on this whole investigation</p>	<p style="text-align: center;">Page 277</p> <p>1 process.</p> <p>2 Q So we talked earlier this morning 3 about the series of events in the summer of 4 2015 where you learned about allegations that 5 a fraud was being perpetrated on SKAT.</p> <p>6 A Correct.</p> <p>7 Q And so, I think where we left 8 things was at the August 6, 2015 meeting that 9 Dorthe Pannerup convened.</p> <p>10 Can you explain to me what happened 11 after that meeting with respect to the 12 decision to stop paying reclaims?</p> <p>13 A No, I can't explain because that 14 process was out of my hands. This was solely 15 a process handled by Dorthe.</p> <p>16 My focus was on the -- was on the 17 fraud perpetrated.</p> <p>18 Q So explain to me how you began to 19 investigate the fraud?</p> <p>20 A So, after the meeting, I went with 21 Sven Nielsen to his office. I asked him to 22 show me system 3S.</p> <p>23 I asked him to check -- make some 24 random pension plan names that I had brought 25 with me. And we discovered hits for these</p>
<p style="text-align: center;">Page 278</p> <p>1 companies, that payments had been made to 2 these companies.</p> <p>3 I asked him to find the relevant 4 applications. And that way, we could work 5 our way to locating a substantial number of 6 applications that had been made in connection 7 with the company in question.</p> <p>8 And then a more extensive 9 verification process began, because by that 10 time, we had a list of -- as far as I 11 remember, 180 names, and lists we had 12 received from the U.K. authorities.</p> <p>13 And so we did various searches with 14 these -- on these names and found various 15 material pertaining to them, in order 16 to -- in order to calculate the amount that 17 we had paid out to these various pension 18 plans.</p> <p>19 Q Did you make any factual 20 determinations as to how these pension plans 21 had perpetrated the fraud on SKAT?</p> <p>22 A So, no. What this was about was 23 establishing the amount in total that had 24 been paid out, and to collect the relevant 25 material supporting this, and send everything</p>	<p style="text-align: center;">Page 279</p> <p>1 to the police for further investigation.</p> <p>2 Q And remind me, how did you assemble 3 the list of pension plans that you had 4 provided to obtain more information on?</p> <p>5 A So this was a list that I had 6 received from the U.K. authorities.</p> <p>7 Q Did you do anything else with the 8 list or was it just the contents of that 9 list?</p> <p>10 MR. WEINSTEIN: Objection to form.</p> <p>11 A So the list contained names of 12 applicants. So obviously, we used the names 13 to search for information.</p> <p>14 Q Did you make any effort to relate 15 the applicants to each other, or relate them 16 to additional applicants that weren't on the 17 list from the U.K. authorities?</p> <p>18 MR. WEINSTEIN: Objection to form.</p> <p>19 A So we have made reporting on this 20 case on three occasions to the police. The 21 first report we made to the police is placed 22 with the 180-odd names of companies.</p> <p>23 And based on that, we, of course, 24 expanded outside parameters to see if there 25 were any more similar cases, whether there</p>

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	Page 300	Page 301
1	A Yes, it was.	1 a working group that was set up after the
2	Q Okay. You can put that aside.	2 SIR 2010 report was issued.
3	You testified about a meeting that	3 A Yes.
4	you attended on 6th of August, 2015 with	4 Q Is this memo at Page 291 a memo of
5	Dorthe Pannerup and others.	5 the working group dated June 8th of 2011?
6	A Correct.	6 A Correct.
7	Q At that meeting, there was	7 Q It discusses the work of the
8	discussion about stopping refund payments.	8 working group?
9	Is that right?	9 A Correct.
10	A Correct.	10 Q I'm going to have you turn now to
11	Q You mentioned that it was not the	11 Exhibit 3009. This is the ER2013 report we
12	ultimate decision whether SKAT could stop	12 looked at earlier today.
13	payments.	13 A Yes.
14	Is that right?	14 Q If you turn to Section 3.8, does
15	A Correct.	15 that section identify action steps that SKAT
16	Q Did SKAT stop making refund	16 took in response to the SIR 2002 audit
17	payments after that meeting?	17 report?
18	A They did, yes.	18 A Yes.
19	Q Did it stop the payments the same	19 MR. WEINSTEIN: We have no further
20	day as the meeting took place?	20 questions, Mr. Ekstrand.
21	A Yes.	21 MR. SCHOENFELD: Nothing further
22	Q I want to ask you to turn to	22 here.
23	Page 291 of the 30(b) (6) document bundle that	23 VIDEO OPERATOR: Please stand by.
24	you have.	24 The time is 11:27 a.m. New York time and
25	You were asked earlier today about	25 we're going off the record.
	Page 302	Page 303
1	(Whereupon, the deposition was	1 C E R T I F I C A T E
2	concluded at 11:27 a.m.)	2 I, CHARLENE FRIEDMAN, a Certified Court
3	(Witness was excused.)	3 Reporter and Notary Public, qualified in and for
4	THE COURT REPORTER: Just recapping	4 the State of New Jersey do hereby certify that
5	orders, Hughes Hubbard, two realtime hookups,	5 prior to the commencement of the examination
6	rough draft, two-day final.	6 CHRISTIAN EKSTRAND was duly sworn by me to testify
7	Hanamirian, standard delivery copy.	7 to the truth the whole truth and nothing but the
8	Kostelanetz, standard delivery	8 truth.
9	copy, plus one realtime hookup.	9 I DO FURTHER CERTIFY that the foregoing
10	K&L Gates, rough draft, standard	10 is a true and accurate transcript of the testimony
11	delivery copy, plus one realtime hookup.	11 as taken stenographically by and before me at the
12	Wilmer Hale, five realtime hookups,	12 time, place and on the date hereinbefore set forth.
13	rough draft, standard delivery copy.	13 I DO FURTHER certify that I am neither a
14	Binder & Schwartz, one realtime	14 relative of nor employee nor attorney nor counsel
15	hookup, rough draft, standard delivery copy.	15 for any of the parties to this action, and that I
16	Dewey Pegno, rough draft, standard	16 am neither a relative nor employee of such attorney
17	delivery copy.	17 or counsel, and that I am not financially
18		18 interested in the action.
19		19
20		20
21		21
22		22 CHARLENE FRIEDMAN, RPR, CRR, CCR of the
23		23 State of New Jersey
24		24 License No: 30X100204900
25		25 Date: May 7, 2021

CONFIDENTIAL
Christian Ekstrand – May 7, 2021

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